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10 *Attorneys for Plaintiff*  
11 *Bluestone Innovations LLC*

12 IN THE UNITED STATES DISTRICT COURT  
13 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
14 SAN FRANCISCO DIVISION

15 **BLUESTONE INNOVATIONS LLC,**

16 Plaintiff,

17 v.

18 **ACE HARDWARE CORPORATION,**

19 Defendant.

Case No. \_\_

**ORIGINAL COMPLAINT**

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21 **ORIGINAL COMPLAINT FOR PATENT INFRINGEMENT**

22 This is an action for patent infringement in which Bluestone Innovations LLC (“Plaintiff”)  
23 makes the following allegations against Ace Hardware Corporation (“Defendant”):

24 **PARTIES**

25 1. Plaintiff is a Virginia limited liability company, having a principal place of business of  
26 1984 Isaac Newton Sq., Ste. 203, Reston, VA 20190.  
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**COUNT I**  
**INFRINGEMENT OF U.S. PATENT NO. 6,163,557**

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3           9.       Upon information and belief, Defendant has been and is now infringing at least Claim  
4 1 of the '557 Patent in the State of California, in this judicial district, and elsewhere in the United  
5 States, by, among other things, directly or through intermediaries, making, using, importing, providing,  
6 supplying, distributing, selling, and/or offering for sale LED Lightbulbs with epitaxial film (including,  
7 without limitation, at least the GE A19 11W 800 lm Soft White Light Bulb) which include; a substrate  
8 including at least one upstanding mesa, each mesa having a top surface; and a group III-V nitride  
9 epitaxial film on the top surface of at least one mesa; wherein the at least one mesa including surfaces  
10 oriented along crack planes of the epitaxial film, covered by one or more claims of the '557 Patent to  
11 the injury of Plaintiff. Defendant is directly infringing, literally infringing, and/or infringing the '557  
12 Patent under the doctrine of equivalents. Defendant is thus liable for infringement of the '557 Patent  
13 pursuant to 35 U.S.C. § 271.  
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16           10.       As a result of Defendant's infringement of the '557 Patent, Plaintiff has suffered  
17 monetary damages and is entitled to a money judgment in an amount adequate to compensate for  
18 Defendant's infringement, but in no event less than a reasonable royalty for the use made of the  
19 invention by Defendant, together with interest and costs as fixed by the court, and Plaintiff will continue  
20 to suffer damages in the future unless Defendant's infringing activities are enjoined by this Court.  
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22           11.       Unless a permanent injunction is issued enjoining Defendant and its agents, servants,  
23 employees, representatives, affiliates, and all others acting on in active concert therewith from  
24 infringing the '557 Patent, Plaintiff will be greatly and irreparably harmed.  
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**PRAYER FOR RELIEF**

26 WHEREFORE, Plaintiff respectfully requests that this Court enter:  
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28           1.       A judgment in favor of Plaintiff that Defendant has infringed the '557 Patent;

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2. A permanent injunction enjoining Defendant and its officers, directors, agents servants, affiliates, employees, divisions, branches, subsidiaries, parents, and all others acting in active concert therewith from infringement of the '557 Patent, or such other equitable relief the Court determines is warranted;

3. A judgment and order requiring Defendant pay to Plaintiff its damages, costs, expenses, and prejudgment and post-judgment interest for Defendant's infringement of the '557 Patent as provided under 35 U.S.C. § 284, and an accounting of ongoing post-judgment infringement; and

4. Any and all other relief, at law or equity, to which Plaintiff may show itself to be entitled.

**DEMAND FOR JURY TRIAL**

Plaintiff, under Rule 38 of the Federal Rules of Civil Procedure, requests a trial by jury of any issues so triable by right.

Dated: November 30, 2015.

LOWE & ASSOCIATES, P.C.

*/s/ Kris LeFan*

By: \_\_\_\_\_

KRIS LEFAN

Attorney for Plaintiff  
BLUESTONE INNOVATIONS LLC